App F IX 4

Previous References

1947 48
(nil)

File No 39 - 47
Serial Nos 17, 18

Later Referenc s

GENERAL AND REVENUE SECRETARIAT

Serial Nos

TO

Part B for

SUBJECT

Entrusting the Municipal Engineering works to remunerative Contractors at the lowest tendered rates accepted in the case of each Town in Bijapur City Mills

K 10141-43 dt 7.10.47

To the Municipal Commissioner Bijapur City

Comptroller & Ex Officio Secretary

Sanctions the resolution of the Municipal Council re

K2

8-5-49

From the Municipal Commissioner

A2-C-41/46 dated 11-4-47

states that certain works and supplies for the Engineering Section of the Municipality were entrusted to non-tendered contractors during the year 1945-46 - at the lowest tendered rates of the Division, and requests sanction of Govt to the above procedure, as the same has been objected to in audit.

It is not known why the above procedure adopted by the Municipal Engineer, which has been objected to in audit has resulted in any loss to the Municipality

A/2) The Chief Engineer for Roads and Buildings will be consulted also in the matter

3 Arrangements

24/4

Recommended for sanction

Sanctioned

8599

U O 325 d 28/4/47

4) Forwarded with compliments [redacted] to the Chief Engineer for R & B [redacted] for favour of remarks.

(G. N. Cullinan)
1/5

Rev Secy 28/4

U O No 416 dated 21/5/47

Returned with compliments

5) Under the circumstances mentioned by the Municipal Commissioner, Bangalore city, the action taken by the Municipal Engineer, Bangalore city has to be approved

6) It has however to be mentioned that it is not conducive to economical execution of works if tenders or at least local quotations are not called for

Secretary to Government,
Revenue Department

Chief Engineer for R & B 17/5

21/5

7) Send with a draft yo [illegible] enquire what the amount involved in the arrangement would come upto

24/5

8) A draft letter is put up.

9)

24/5

To The [illegible]
16538 d 30-5-47
Calls for the above information

TYPING SECTION
18 AUG 1947

TYPING SECTION
20 MAY 1947

8599 / 726 / 1546

From the Comptroller to Govt

29/Cloud dt 31-7-47

States that pending sanction of Govt he has passed an order, certain bills relating to Engineering works of the Bangalore City Municipality entrusted to non-tendered contractors

TYPE SECTION
18 AUG. 1947

10) A draft memorandum to the Mn Govt Bangalore City, is forwarded

11) Agreement

17/8/47

13/8 JM

To The Mn Govt Bang

27-1 dt 19-8-47

Reminds

From the Municipal Govt Bangalore City

A 2 c 66 dt 11-9-47

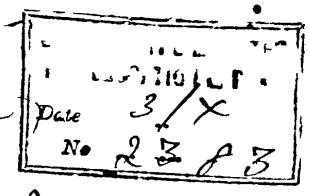
States that no extra amount would be involved as the non-tendered contracts would be paid the same amounts

12) The draft memorandum is for orders

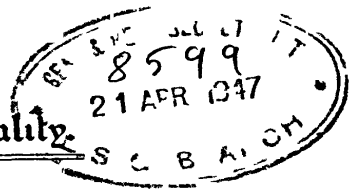
13) May be approved vide Govt letter to CE for RSB as proposed in Revised draft

30/9

Maybe appropriate



To



Bangalore City Municipality.

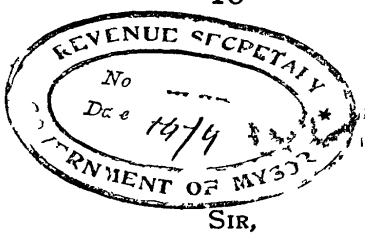
No A2 C 41/46 — MUNICIPAL OFFICES

Encl 4 — *Bangalore* 11th April *1947*

FROM

SAFI DARASHAH, ESQ, B A,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

TO



H N. Pallegar, Esq , M A , LL B ,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

SIR,

I have the honour to state that certain works and supplies for the Engineering Department of this Municipality were entrusted in cases of urgency to non-tendered contractors during the year 1945-46 at the lowest tendered rates of the Division, allowing the divisional percentage to such non-tendered contractors with the sanction of the Municipal Council as resolved in their meeting held on 1-12-1945

2 As the Auditor while scrutinising the bills objected to the payment of divisional percentage which was the lowest tendered rates, to the non-tendered contractors, the subject was again placed before the Municipal Council who have at their meeting held on 24-6-1946 approved of the action taken by the Municipal Engineer in entrusting the works in the divisions to contractors other than tendered contractors at the lowest tendered rates of the division in cases of urgency They have further resolved that the bills of such contractors may be paid pending sanction of Government if necessary (copy enclosed)

3 The Assistant Comptroller in his letter No 237/B L A C dated 10-10-1946 (copy enclosed for kind reference) states that sanction of Government may be obtained to pass bills according to the Council resolution

4 In the meantime, the Municipal Engineer in his

p t o

in his letter No E2 A O R 2/46 dated 12-12-1946 (copy enclosed) reported among other things that the necessity to obtain Government sanction does not arise and that however, the matter may be placed before the Council , Accordingly, the report of the Municipal Engineer was placed before the Municipal Council who have at their meeting held on 15-3-1947 approved of the recommendation of the Municipal Commissioner to the effect that in the interest of despatch of work and considering the present abnormal conditions such an arrangement was very necessary

A copy of the said resolution of the Municipal Council is herein enclosed for favour of obtaining sanction of Government thereto

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments.

Honorary President

hsr/-

Letter No 237/BLAC dated 10-10-1946 from the Assistant Comptroller to Government to the Municipal Commissioner, Bangalore City

---

With reference to Council resolution dated 24-6-1946 (sent to Municipal Auditor with your memo No A2 PR 3C 41/46-47 dated 9-7-1946 approving of the Municipal Engineer's action in entrusting (in the case of urgency) the works in the Division to contractors other than tendered contractors at the lowest rates of the Division, and requesting that the bills of such contractors may be passed in audit, pending sanction of Government if necessary, I have the honour to state that similar point was raised by the Municipal Engineer in the latter part of June 1946 (vide Municipal Engineer's letter No E2 AOR 2/45-46 dated 20-5-46 to the Municipal Commissioner, and this office letter No 42/BCM dated 30-5-46, and Municipal Commissioner's reply No A2 G1 9522/45-46 dated 6-6-46) It was decided then that firstly, divisional percentages claimed in excess of the scheduled rates could not be allowed to non-tendered contractors, and the auditors were instructed to pass scheduled rates (contracted rates being higher than scheduled rates) in case of non-tendered contractors Secondly, payment of accepted rates, and the percentage to non-tendered contractors requires sanction of Government, and the delegation of such financial powers to the Municipal Executive Engineer can be done only under sanction of Government

2 I therefore request you to kindly obtain ~~xx~~ orders of Government in the matter to pass bills, as per the Council resolution

"Copy"

Municipal Commissioner

Report No E2 A O R 2/46 dated 12-12-1946 from the Municipal Engineer, Bangalore City Municipality to the Municipal Commissioner, Bangalore City

---

Sub Entrusting works costing below Rs 1000 and 500 to contractors other than the tendered contractors at the lowest tendered rates

---

With reference to your memo No A2 C 41/46 dated 26th October 1946 on the above subject, I have the honour to report as follows -

The Municipal Council, while accepting the Divisional tendered rates for works costing below Rs 1,000 and for works consting below Rs 500/- and for the supply of materials, empowered the Municipal Engineer to entrust such works to other contractors also in case of exigencies and in case of failure of the tendered contractors coping up with the works

The Auditor has raised an objection that the Municipal Engineer cannot be empowered by the Municipal Council to entrust works to contractors other than the tendered contractors and has disallowed the tendered rates in many bills of contractors who were entrusted with works as per Municipal Council resolution and has passed only the schedule of rates

This procedure of the Auditor, in reducing the rates inspite of Municipal Council resolution, has created a great confusion and dis-satisfaction amongst contractors In my opinion, when the Municipal Council is competent to decide the tenders, it is equally competent to empower the Municipal Engineer to entrust the works to other contractors at the lowest tendered rates

The necessity to obtain Government sanction does not arise However, the matter may kindly be placed before the Managing Committee and the Municipal Council for their information and decision As an enormous amount of work has to be carried out, an early decision in this matter is very necessary

"Copy"

hsr/- Municipal Commissioner

Proceedings of the meeting of the Municipal Council dated 15-3-1947

Urgent Subject No 7 Opinion of the Managing Committee dated 18-12-46 referring the report of the Municipal Engineer that he has been empowered by the Municipal Council to entrust works below Rs 1000/- and Rs 500/- in the divisions to contractors other than divisional contractors at the lowest tendered rates and that the Auditor has objected to it, to the Commissioner Also Commissioner's note that in the interest of despatch of work and considering the present abnormal conditions, such an arrangement was very necessary and that Municipal Engineer's recommendation be approved

Resolution Approved

Sd/- A J Khaleel,
Honorary President

(Copy)

Municipal Commissioner

Council resolution dated 24-6-1946

Urgent Subject No 2

Municipal Engineer's memo that his action in entrusting the works in the divisions to contractors other than tendered contractors at the lowest tender rates of the division in case of urgency, may be approved and the bills of such contractors may be paid pending sanction, if necessary of Government

--

Resolution - Approved

Sd/- P Sivashankar,
Honorary President

(Copy)

hsr/-

Municipal Commissioner

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

L - 16538
30/5/47

To

The Municipal Commr
Bangalore City

Engineering works of the Municipality
entrusted to certain non-tendered contractors
during the year 1946-46 - in pursuance thereof

Sir

With reference to your letter No
A2 C. 41/46 dated 11-4-47 on the above
subject, I am directed to enquire
what the total amount involved in the
arrangement would come up to

I have the
honour to be
Sir
Your most obedient
servant
for Secretary

Letter No.A2-C.41/46-47 dated 17th April 1947 from the Municipal Commissioner, Bangalore City to the Assistant Comptroller, Local Audit Circle, Mysore.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Comptroller's Office, Bangalore

Dated 30th July 1947

No 29/CLAD.
Part one

The Secretary to Government
of Mysore, Revenue Department,
BANGALORE.

Sir,

Re. entrusting Municipal Engineering Works to the non-tendered contractors at the lowest tendered rates accepted in the case of each Division in the Bangalore City Municipality

---

I have the honour to forward for the information of Government, copies of letters Nos.A2 C.41/46-47 dated 17th April 1947 and 16th May 47, received from the Municipal Commissioner, Bangalore City Municipality, on the above subject and to state that in view of the special circumstances explained by him the bills of the Municipality have been admitted in audit pending sanction of Government to the Municipal Commissioner's proposal.

I have the honour to be,
Sir,
Your most obedient servant,

COMPTROLLER.

RR)

Letter No.A2-C.41/46-47 dated 17th April 1947 from the Municipal Commissioner, Bangalore City to the Assistant Comptroller, Local Audit Circle, Mysore.

With reference to your letter No.322/B L.A.C Dated 30th November 1946 in the matter of entrusting Municipal Engineering works to non-tendered contractors at the lowest tendered rates of the Division etc , I have the honour to state that a reference has been made to Government in the matter (copy enclosed for favour of reference) and to request you to kindly issue necessary instructions to the audit section to admit this claim pending sanction of Government as the contractors are urging payment in this behalf.

Letter No A2 C.41/46-47 dated 16th May 1947 from the Municipal Commissioner, Bangalore City to the Assistant Comptroller, Government of Mysore, Bangalore.

Subject - Entrusting Municipal Engineering works to non-tendered works contractors at the lowest tendered rates.

With reference to your letter No.321/C L A D dated 7/8-5-1947 inviting reference to para 1 of letter No.T O.A2 C 41/46-47 dated 17-4-1947 addressed to Government regarding the above subject and requesting to make the meaning of the term "Divisional persentage" used in the letter, clear to you, I have the honour to explain the meaning below

1 As mentioned in the ~~last~~ first para of letter addressed to Government, contractors are in ome cases entrusted with the work of supplying materials only as in case of Road metal and chips, burnt stone slabs and some other materials In such cases they are required to quote their lowest rate per unit quantity of supply The lowest rate quoted is usually accepted It is requested that this rate may be passed for other contractors also where for some reason such supplies have been taken from contractors other than the tendered contractors

2 In cases where the contractors have to supply materials themselves and carry out the execution of the work as in case of brick or stone masonry where brick or stone, mortar, labour

etc , and all other things required to construct the work has to be supplied by the contractors, they are required to quote the rate for each one of the Division of the Municipality He is invited to quote at a certain percentage above or below the Municipal schedule rate for the work The lowest tender is usually accepted and this percentage is called Divisional percentage, for the work in the Division.

3. Only one of the two rates mentioned above is paid to the contractor for his work. The Municipality does not propose to allow Divisional percentage" over the lowest tendered rates.

4 As reported in the letter addressed to Government on this subject the Municipal Council has gone into this question and approved of the proposal of the Municipal Engineer to pass lowest tender rate or "Divisional percentage" rate as the case may be even in case where the work is entrusted to a contractor other than tendered contractors Government approval to this proposal is awaited.

5 I request you therefore to issue orders to the Municipal Auditor to pass works bills of contractors other than the tendered contractor where the rate claimed is one of rates explained above.

Copy"

K Ramanathan

Superintendent,
B L.A.S

L 2751
1948

To

The Municipal Commr
Bangalore City

Subj. Engineering works of the Municipality
entrusted to certain non-tendered Contractors
during the year 1945-46 - in Bangalore city
Municipality

Sir,

In inviting reference to this office
letter no 165-38 d 30-5-47 on the above
subject, I am directed to request that
the information called for therein in
regard to the total amount involved

(69 A)

5 SEP 1947

BANGALORE CITY MUNICIPALITY

No A2 C 46/46-47

Encl

MUNICIPAL OFFICES,
BANGALORE CITY

Dated 11th Sep 194 7

FROM

SAFI DARASHAH, Esq, B A,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

To

Syed Abdul Aleem, Esq, B A,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

Sir,

Subject - Engineering works of the Municipality entrusted to certain non-tendered contractors during the year 1945-46 in Bangalore City Municipality

-oOo-

With reference to your letter No L 16538 dated 30-5-1947 regarding the above, I have the honour to state that it is reported by the Municipal Executive Engineer that no extra amount would be involved in this connection as the non-tendered contractor would be paid the same amount which would be paid to the tendered contractor had the work been got done by the latter at his tendered rates

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

hsr/-

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 7 - 10 1947

Signed by

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette Kannada Part ?

Section

File No 39-47

Serial No 181

Proceedings of the Government of His Highness the Maharaja of Mysore

Correspondence Relating works

Read— Letter No A2 C 41/46 dated 11-9-47 from the Mr Town Bangalore city stating that certain works and supplies for the Engineering Department of the Municipality were entrusted in cases of urgency to non-tendered Contractors, during the year 1945-46 - at the lowest tendered rates of the Division, allowing the divisional percentage to such non-tendered Contractors and requesting sanction to the resolution dated 15-3-47 of the Municipal C approving the above procedure and

authorising the payment of the bills of such contractors, so as to waive the Audit objection in this behalf

2) Vide note no 446 dated 21-5-47 from the Chief Engr. for Roads & Buildings furnishing his opinion in the matter

order no 10141-43/FL-39-47-IF dt 7/10/47

In the circumstances referred the above resolution is sanctioned with the observation that it is not conducive to economical execution of works, if tenders or at least local quotations are not called for

List of Enclosures

23/10/47
Revenue Secy

The Municipal Commr. Bangalore city
is requested to get
work done accordingly

Copied by

Examined by

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

R e a d :-

Correspondence ending with letter No.A2.C.41/46 dated 11th September 1947 from the Municipal Commissioner, Bangalore City, stating that certain works and supplies for the Engineering Department of the Municipality were entrusted in cases of urgency to non-tendered contractors, during the year 1945-46 at the lowest tendered rates of the Division, allowing the divisional percentage to such non-tendered contractors and requesting sanction to the resolution dated 15-3-1947 of the Municipal Council approving the above procedure and authorising the payment of the bills of such contractors, so as to waive the Audit objection in this behalf.

2. Unofficial Note No 416 dated 21st May 1947 from the Chief Engineer for Roads and Buildings in Mysore furnishing his opinion in the matter.

ORDER No. L 10141-3 | RL—39-47-18

DATED, BANGALORE, THE 7th OCTOBER 1947

In the circumstances reported, the above resolution is sanctioned with the observation that it is not conducive to economical execution of works, if tenders/~~xxx~~ or atleast local quotations are not called for.

For Secretary to Government,
Revenue Department

To

The Municipal Commissioner, Bangalore City,

" Comptroller to Government,

" Chief Engineer for Roads and Buildings in Mysore.